

As below named inventor, I hereby declare that:

I believe I am the original first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **MODIFICATION OF CLOSTRIDIAL TOXINS FOR USE AS TRANSPORT PROTEINS** the specification of which:

(check one)        ☐ is attached hereto  
                      ☒ was filed on August 28, 2000 as U.S.  
                                  Application Serial Number 09/676,053  
                                  and was amended as follows:

- 1 By Preliminary Amendment filed August 28, 2000,  
2 By Supplemental Preliminary Amendment filed December  
19, 2000  
3 By Amendment filed December 19, 2003  
4 By Amendment filed March 30, 2005  
5 By Amendment filed August 9, 2005  
6 By Amendment filed April 10, 2006  
7 By Amendment filed July 11, 2006  
8 By Amendment filed October 16, 2006

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

- 1) **International Patent Application No. PCT/GB95/011253,  
filed May 31, 1995.**
- 2) **GB 9410871.9, filed May 31, 1994**
- 3) **GB 9410871.1, filed May 31, 1994**

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

**None**

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

- 1) **United States Patent Application Serial No. 08/750,101,  
filed May 1, 1997.**

Docket 17044DIV (BOT) (A-05012DIV)  
PATENT

I hereby appoint the attorney(s) and/or agent(s) associated with Customer Number 33197 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please address all telephone calls to **Carlos A. Fisher** at telephone number **(949) 450-1750**

Address all correspondence to **Carlos A. Fisher**  
**Stout, Uxa, Buyan & Mullins LLP**  
**4 Venture, Suite 300**  
**Irvine, CA 92618**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name)  
**James Oliver Dolly**

Inventor's signature\_\_\_\_\_

Date\_\_\_\_\_

Residence (if different than P.O. Address):

Citizenship: Republic of Ireland

Post Office Address: 466 Strand Road, Portmarnock, Dublin 13,  
IRELAND

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Full name of sole or first inventor (given name, family name)  
**Larry Allen Wheeler**

Inventor's signature

*Larry A. Wheeler*  
4/27/07

Date

Residence (if different than P.O. Address):

Citizenship: USA

Post Office Address: 18 Valley View, Irvine, CA 92612 USA

Full name of sole or first inventor (given name, family name)  
**Kei Roger Aoki**

Inventor's signature

*Kei Roger Aoki*

Date

5/7/07

Residence (if different than P.O. Address):

Citizenship: USA

Post Office Address: 2 Gingerlilly Court, Coto de Caza,  
California 92679 USA

Full name of sole or first inventor (given name, family name)  
**Michael Ellwood Garst**

Inventor's signature

*M Garst*

Date

10 May 07

Residence (if different than P.O. Address):

Citizenship: USA

Post Office Address: 2627 Raqueta, Newport Beach, CA 92660 USA

Docket 17044DIV (A-05012DIV)  
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is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

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Full name of sole or first inventor (given name, family name) James Oliver Dolly

Inventor's signature

James Oliver Dolly  
Date 25<sup>th</sup> April '07

Residence (if different than P.O. Address):

Citizenship: Republic of Ireland

Post Office Address 466 Strand Road, Portmarnock, Dublin 13, IRELAND

Full name of sole or first inventor (given name, family name) Larry Allen Wheeler

Inventor's signature

\_\_\_\_\_  
Date \_\_\_\_\_

Residence (if different than P.O. Address):

Citizenship: USA

Post Office Address 18 Valley View, Irvine, CA 92612 USA